

Entered - 02/24/97 - sb
CL - 97L0120 - GWENDOLYN BURNS

CLAIM OF: William B. Shearer, Jr.
3875 Tuxedo Road, NW
Atlanta, Georgia 30342

00- R -1835

For property damages alleged to have been sustained when a water meter was improperly repaired by the City on October 16, 1998 at 3875 Tuxedo Road, NW.

FILED BY
CITY COUNCIL

THIS ADVERSED REPORT IS APPROVED

BY: Rosalind Rubens Newell
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

MAY 07 2001

Without
Objection

Standing committees
AGENDA

ADVERSE REPORT ADVERSE REPORT

COM	DATE	CHM
Public Safety	11/28/00	P.S. LA
11/14/00	12/12/00	3/27/01
11/14/00	1/16/01	3/27/01
11/14/00	1/30/01	3/27/01
11/14/00	2/13/01	3/27/01
11/14/00	2/27/01	3/27/01
11/14/00	3/13/01	3/27/01

ACTION: Filed
P.S. LA

11/20/00

Referred Back to Committee (Public Safety & Legal Admn)
by Voice Vote (Muller Motion)

4/2/01

Filed Without Objection

REFERRED BY
CITY COUNCIL

APR 02 2001 to Public Safety & Legal Administration

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 97L0120

Date: October 31, 2000

Claimant /Victim WILLIAM B. SHEARER, JR.
BY: (Atty) (Ins. Co.) _____
Address: 3875 Tuxedo Road, NW, Atlanta, Georgia 30342
Subrogation: _____ Claim for Property damage \$ 180.00 Bodily Injury \$ _____
Date of Notice: 2/3/97 Method: Written, Proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 10/16/98 Place: 3875 Tuxedo Road, NW
Department WATER Division _____
Employee involved _____ Disciplinary Action: _____

NATURE OF CLAIM: Claimant alleges that he sustained damages from a water meter that was improperly repaired by the City. However, claimant has failed to pursue his claim.


INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police _____ Dept Report _____ Other X
Traffic citations issued: City Driver _____ Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other X Damages reasonable _____
City not involved _____ Offer rejected _____ Compromise settlement _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned X

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

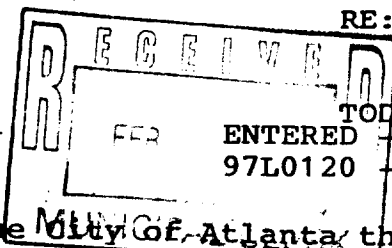
RECOMMENDATION:

Pay \$ _____ Adverse X Account charged: 1A01 _____ 2J01 _____ 2H01 _____
Claims Manager: _____ Concur/date _____
Committee Action: _____ Council Action _____

COUNCIL of the CITY OF ATLANTA
CLERK OF COUNCIL
CITY HALL
68 Mitchell Street, S.W.
Atlanta, Georgia 30303

RE: CLAIM FOR DAMAGES

Oatis 02-2097th



TODAYS DATE: January 14, 1997
ENTERED 2/24/97 - lew
97L0120 - ANTHONY G. OATIS

Dear Sir:

This is to notify the ~~City of Atlanta~~ that I have suffered damages in the sum of \$ 180.00 ~~property and/or~~ \$ bodily injury for which I contend the City is liable.

1. Date of ~~accident~~ ^{incident}: 10-16 - 18, 1996 2. Police called:
(month) (day) (year) (yes) (no)
3. Location of ~~accident~~ ^{incident}: 3875 Tuxedo Rd., NW, Atlanta, GA 30342
4. Name of your insurance company: Policy #
5. State how accident occurred:

(use other side if necessary)

6. If a vehicular accident, complete the following and attach two (2) estimates of repair. ALL ESTIMATES AND VEHICLE DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE STATEMENTS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION! The registered owner must make the claim for vehicle damages.
7. Your vehicle: (make) (year) (tag#) (drivers name)
8. City vehicle: (make) (drivers name) (department)
9. Witness: (name) (phone) (address)
10. The acknowledgment of this claim in no way waives the Governmental Immunity of the City of Atlanta, as granted by State Law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

I HEREBY CERTIFY THE ABOVE INFORMATION IS TRUE AND CORRECT.

1. THIS CLAIM SHOULD BE
MAILED IMMEDIATELY TO
THE ADDRESS SHOWN ABOVE

William B Shearer Jr
(claimant)
William B. Shearer, Jr.
3875 Tuxedo Rd., NW
(address)

Atlanta GA 30342
(City) (State) (zip)
(404) 262-1145 (404) 572-6873
(home) (phone) (work)